IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 6893 of 2005

Between:

1.Sk. Kasim, S/o Late Moula Saheb,,
Kapugallu Village, Kodad Mandal, Nalgonda District.
2.Sk. Meera Saheb, S/o Late Moula Saheb,
Kapugallu - II, Kodad Mandal, Nalgonda District.
3.K. Mallaiah, s/o Venkaiah,
Chimarala Village, Kodad Mandal, Nalgonda District.
4.Sk. Kasim, s/o Kasim,
Madhavaram, Munagala Mandal, Nalgonda District.
5.M. Guravaiah, S/o Late Venkaiah,
Thimmareddygudem, Munagala Mandal, Nalgonda District.
6.V. Venkateswarlu, S/o Late Gopaiah,
Kokkireni Village, Munagala Mandal, Nalgonda District.
7.Sk.Moulali, s/o Sk. Kasim,
Narasimhagudem Village, Munagala Mandal, Nalgonda District.

..... PETITIONERS

AND

1.The Joint Collector, (Civil Supplies) Nalgonda, Nalgonda District.
2.The Mandal Revenue Officer, Kodad Mandal, Nalgonda District.
3.The Mandal Revenue Officer, Munagala Mandal, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ Order or Direction more particularly one in the nature of Writ of Mandamus, to declare the action of the respondents in not releasing/supplying the kerosene quota to the petitioners without there being any orders of suspension/cancellations of Kerosene Hawkers Licences as illegal, arbitrary unconstitutional and violative of Article 14, 19 and 21 of the Constitution of India and consequently direct the respondents to allot/release the kerosene quota to the

petitioners and to grant such other relief or reliefs as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.PALLENAGESWAR RAO

Counsel for the Respondent Nos.1 to 3: GP FOR CIVIL SUPPLIES

The Court at the admission stage made the following:

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.6893 OF 2005

ORAL ORDER:

Heard both sides.

2. The grievance of the petitioners is that even though they possess hawker licences, they are not being supplied with kerosene by the respondents without either suspending or canceling their licences.

3. The learned Government Pleader for Civil Supplies submits that the proceedings under Section 6-A are initiated and are pending adjudication.

4. In view of the matter, the petitioners shall be supplied with kerosene if not already the licences of the petitioners are either suspended or cancelled.

5. With the above direction, the writ petition is disposed of, at the stage of admission. However, there shall be no order as to costs.

D.S.R.VARMA, J

30TH MARCH, 2005

NOTE:

Issue operative portion

by wire at party’s cost.

(BO)

KRK/KSN

To:

1.The Joint Collector, (Civil Supplies) Nalgonda, Nalgonda District.
2.The Mandal Revenue Officer, Kodad Mandal, Nalgonda District.
3.The Mandal Revenue Officer, Munagala Mandal, Nalgonda District.

4.Two CCs to the Government Pleader for Civil Supplies, High Court Buildings, Hyderabad (OUT).

5.Two CD copies.

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.6893 OF 2005

30TH MARCH, 2005